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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PARKHURST & WENDEL, L.L.P.
1421 Prince Street
Suite 210
Alexandria, Virginia 22314-2805
Telephone: (703) 739-0220

Attorney Docket No.: CELA:083

Date: January 21, 2004

Prior Application:

Examiner: Troy Chambers

Group Art Unit: 3641

MAIL STOP RCE
COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is a

- ☐ Continued Prosecution Application (CPA) under 37 CFR §1.53(d);
- ☒ Request for Continued Examination (RCE) under 37 CFR §1.114 (prosecution of the application is closed in the sense of 37 CFR §1.114(b));
- ☐ Divisional Continuation Application (parent not abandoned) under 37 CFR §1.53(b);
- ☐ Divisional Application (parent being abandoned) under 37 CFR §1.53(d);

of pending prior application Serial No. 09/912,601, filed July 26, 2001

for [Title as filed]: EXPLOSIVE AMMUNITION WITH FRAGMENTING STRUCTURE

[Amended Title]: same

by [Inventors]: Jean-Luc RENAUD-BEZOT and Bertrand PADIOLLEAU.

1. ☐ A copy of the prior application is attached. This copy comprises a true copy of the prior application as filed (specification, claims, drawings, declaration). No amendments referred to in the declaration (if any) filed to complete the prior application introduced new matter therein.
2. ☐ Abandon said prior application as of the filing date accorded this application.

01/22/2004 HDEMESS1 00000073 09912601

01 FC:1801

770.00 OP

PLEASE ACCEPT THIS AS
AUTHORIZATION TO DEBIT
OR CREDIT FEES TO
DEP. ACCT. 16-0331
PARKHURST & WENDEL

3. [x] The filing fee is calculated below:

CLAIMS REMAINING IN AN APPLICATION AFTER ENTRY
OF ANY PRELIMINARY AMENDMENT OR AMENDMENT
UNDER 37 CFR \$1.116 NOTED BELOW

						Basic Fee
						\$770.00
Total claims	8	-20 =	0	x	\$18.00 (* 9.00) =	
Independent claims	1	- 3 =	0	x	\$84.00 (*42.00) =	
Total Filing Fee.....					=	\$770.00

4. [x] A check in the amount of \$770.00 is enclosed (CK# 17295).
THE COMMISSIONER IS HEREBY AUTHORIZED TO CHARGE ANY OTHER FEES
WHICH MAY BE REQUIRED OR CREDIT ANY OVERPAYMENT TO DEPOSIT ACCOUNT
NO. 160331.
5. [] Cancel in this application claims of the prior application before
calculating the filing fee. At least one independent claim is
retained for filing purposes.
6. [] Amend the specification by inserting before the first line the
sentence:

--This is a [] continuation [] divisional of application Serial No.
_____ filed _____ which in turn is a _____.--
7. [x] Please enter in the present application the Amendment Under 37 CFR
\$1.116 with any attachments filed on November 21, 2003 in said
prior application which was not entered therein.
8. [x] Priority of foreign application(s) No. 00.10022, filed July 28,
2000; in France is claimed under 35 U.S.C. §119.
- [x] The certified copy was filed in prior application No. 09/912,601 on
October 16, 2001.
- [] A certified copy of the above corresponding foreign application is
filed herewith.
9. [x] The prior application is assigned of record to GIAT INDUSTRIES
Recorded at Reel 012028, Frame 0804.

10. [x] The power of attorney in the prior application is to Roger W. Parkhurst, Registration No. 25,177 and Charles A. Wendel, Registration No. 24,453:

[x] a. The power appears in the original papers in the prior application.

[] b. Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.

[x] c. Address all future communications to

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11. [] An Application Data Sheet is enclosed herewith.

12. [] A Preliminary Amendment is enclosed herewith.

13. [] An Information Disclosure Statement is enclosed herewith.

14. [x] This application is not entitled to Small Entity Status.

15. [x] A Petition for Two-Month Extension of Time is enclosed herewith.

Respectfully submitted,

PARKHURST & WENDEL, L.L.P.



Roger W. Parkhurst
Registration No. 25,177

(rev. 01/04)